



Order Filed on January 2, 2018
by Clerk
U.S. Bankruptcy Court
District of New Jersey

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

Caption in Compliance with D.N.J. LBR 9004

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In re:

JANINE M. BUGGLE

Debtor.

Case No. 17-20025 (CMG)

Honorable Christine M. Gravelle, U.S.B.J.

Chapter 7

Hearing Date: January 2, 2018

Hearing Time: 10:00 a.m.

**ORDER AUTHORIZING SALE OF REAL PROPERTY
LOCATED AT 77 BECHSTEIN DRIVE, ABERDEEN,
NEW JERSEY 07747**

Revised as of November 28, 2017

The relief set forth on the following pages is hereby **ORDERED**.

DATED: January 2, 2018



Honorable Christine M. Gravelle
United States Bankruptcy Judge

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Case No. 17-20025(CMG)

Caption of Order: Order Authorizing Sale Assets Free and Clear of Liens, Claims, and Encumbrances

THIS MATTER, having been opened to the Court by Andrea Dobin, the Chapter 7 Trustee (the “**Trustee**”) for Janine M. Buggle, Chapter 7 debtor (“**Debtor**”), by and through her counsel, Trenk, DiPasquale, Della Fera & Sodono, P.C., by the filing of a Motion for an Order Authorizing Sale (the “**Motion**”) relating to the Trustee’s proposed sale of the Estate’s interest in the real property located at 77 Bechstein Drive, Aberdeen, New Jersey (the “**Property**”); due and proper notice of the Motion and related matters before the Court in this case having been given; and the Court having considered the moving papers and opposition thereto, if any; and oral argument, if any; and good and sufficient cause existing for the granting of the relief as set forth herein,

THE COURT MAKES THE FOLLOWING FINDINGS OF FACT AND CONCLUSIONS OF LAW:

- A. Full and adequate notice of the Motion has been afforded to all interested parties.
- B. The offer made by Joseph and Angela Santos (the “**Buyers**”) in the amount of Three Hundred Eighty Thousand Dollars (\$380,000) is the highest and best offer received for the Property and the sale price for the Property constitutes full and adequate consideration and reasonably equivalent value for the Property.
- C. The transactions being proposed by the Trustee were negotiated at arm’s length and in good faith.
- D. The Buyers are good faith purchasers for value pursuant to Section 363(m) of the Bankruptcy Code and, as such, the sale of the Property is entitled to all of the protections afforded thereby. The Buyers are acting and shall act in good faith within the meaning of

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Section 363(m) of the Bankruptcy Code in closing the transaction(s) contemplated by in the Contract for Sale.

IT IS HEREBY ORDERED AS FOLLOWS:

1. The Motion is **GRANTED**.
2. The sale of the Trustee's right, title, and interest in the Property to the Buyers pursuant to the terms and conditions set forth in the contract for sale, related addendum, and riders, is hereby approved. The record and transcript of the hearing and all findings and determinations of this Court are hereby incorporated herein.
3. The Trustee is hereby authorized to execute such necessary and appropriate documents in order to effectuate the aforesaid sale.
4. The Debtor must vacate the Property on or before 12noon on Monday, January 31, 2018 (the "Deadline"). Any personal property located at the Property after the Deadline will be deemed abandoned and disposed of by the Trustee at her discretion without further notice to the Debtor or creditors.
5. The net proceeds of sale will be distributed at the closing as set forth in the Certification filed in support of the Motion, satisfying all legitimate liens of record, including unpaid taxes, assessments, unpaid interest, escrow deficiencies, and reasonable costs and fees.
6. In addition to payment of standard closing costs as disclosed and estimated in the Certification of Trustee in support of the Motion, the Trustee is specifically authorized to make payment to the Broker (as defined in the Certification of Trustee submitted herewith) at closing for the real estate commission equal to five percent (5%) of the contract sale price as reflected in the Certification in support of the Motion.

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7. The Court retains jurisdiction over the parties and this matter for, *inter alia*, purposes of enforcing this order and otherwise implementing the sale.